IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO.161 OF 2003

Shri Ashok N. Nawagekar ... Petitioner.

Versus

Shri Subhash Bhupalrao Avallaki
and another ... Respondents.

Mr. S.D. Lotlikar, Sr. Advocate with Mr. S. Rao, Advocate for the petitioner.

Mr. M. S. Sonak, Advocate for respondent.

Coram:- DR. S. RADHAKRISHNAN, J.

Date:- 27th September, 2006.

P.C.

Heard learned Counsel for the petitioner and the respondent.

Both the learned Counsels in the above petition submit that Special Civil Suit No.150/1995 has already commenced and now it is at the stage of final arguments. In view thereof, as this petition pertains to an interlocutory order, I am not inclined to interfere. However, the interim relief granted by this Court in terms of prayer clause (b), to continue till the final disposal of the suit, which reads as under:-

"Pending the hearing and final disposal of the present Petition operation of the impugned Order of the Trial Court dated 16/12/99 as confirmed by the First Appellate Court vide its Order dated 11/4/2001 passed in Misc. Civil Appeal No.4/2000 be stayed"

Having regard to the facts and circumstances and as the suit is pending since 1995, the suit be expeditiously disposed of. Writ Petition stands disposed of.

DR. S. RADHAKRISHNAN, J.

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